



# PREPROPOSAL STATEMENT OF INQUIRY

(RCW 34.05.310)

CR-101 (7/22/01)

Do NOT use for expedited rule making

**Agency:** Washington state toxicologist

**Subject of possible rule making:** Administration of breath alcohol test

**(a) Statutes authorizing the agency to adopt rules on this subject:** RCW 46.61.506

**(b) Reasons why rules on this subject may be needed and what they might accomplish:** Changes to RCW 46.61.506 have made sections of the current chapter 448-13 WAC redundant. The state toxicologist is contemplating significant amendments to the rules, repealing many obsolete and redundant provisions, and moving others from the Washington Administrative Code to agency policy and procedures.

**(c) Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:**  
N/A

**(d) Process for developing new rule (check all that apply):**

- ☐ Negotiated rule making
- ☒ Pilot rule making
- ☐ Agency study
- ☐ Other (describe)

**(e) How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:**

(List names, addresses, telephone, fax numbers of persons to contact; describe meetings, other exchanges of information, etc.)

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(206) 262-6000

**NAME (TYPE OR PRINT)**

Barry K. Logan

**SIGNATURE**

**TITLE**

Washington state toxicologist

**DATE**

May 27, 2004

CODE REVISER USE ONLY

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

MAY 28 2004

TIME

12:37

WSR

04-12-050

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	_____	Amended	<u>1</u>	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in the agency's own initiative:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New	_____	Amended	_____	Repealed	_____